

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 6, 2009

DIVISION ONE

B204419 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 R.L.

The order sustaining the petition is affirmed. The appeal from the restraining order is dismissed as moot.

Weisberg, J. (Assigned)

I concur: Mallano, P.J.
I dissent: Rothschild, J. (Opinion)

DIVISION TWO

B204901 Ishkanian et al. (Not for Publication)
 v.
 Baker et al.

The order denying the motion to strike is reversed. The matter is remanded and the trial court is directed to enter a new order granting the motion. Appellants are entitled to their costs on appeal.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
 Chavez, J.

B198168 People
 v.
 Wilson

Filed order denying petition for rehearing.

DIVISION TWO (continued)

B204012 Blue Water Sunset LLC
v.
First View, LLC et al.

Filed order denying petition for rehearing.

DIVISION THREE

B192567 People
v.
Frederick Allen

Filed order denying petition for rehearing.

DIVISION FOUR

B202211 People (Not for Publication)
v.
Paul

The judgment is modified under count 1 (murder) to reflect that the 10-year gang enhancement (§ 186.22, subd. (b)(1)(C)) is stricken, and that the jury found true the gang allegation (§ 186.22, subd. (b)(1)) for purposes of the minimum parole eligibility period (§ 186.22, subd. (b)(5)). In all other respects, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment to reflect the modifications to appellant's sentence under count 1, and to forward a copy of the amended abstract of judgment to the California Department of Corrections and Rehabilitation.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

DIVISION FOUR (continued)

Each of the following:

B201735 Goswami v. Stein et al.
B200213 Sandoval v. Los Angeles County, DPSS et al.
B199029 Hesselgesser et al. v. Citibank, N.A. et al.

Filed order denying petition for rehearing.

B200213 Sandoval
 v.
 Los Angeles County DPSS et al.

Filed order certifying opinion for partial publication.

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B207132 People v. Hudson
B202568 People v. Goodeau and Johnson
B205392 People v. Greer
B200449 People v. Bordeaux
B209849 In re Cameron J.

Argument waived, cause submitted.

B205872 People
 v.
 Michael Turner

Merits:

Argued by Andrew Esbenshade for appellant and by Respondent waived argument. Cause submitted.

DIVISION FIVE (continued)

B209057 511 OFW, L.P.
 v.
 First Federal Bank of California

Merits:
Argued by Gary Bostwick for appellant and by Lawrence Abelson for respondent. Cause submitted.

B206503 Floran Frank
 v.
 Mary Lepper

Merits:
Argued by Janice Mazur for appellants and by Cory Brendal for respondents. Cause submitted.

B207018 Lori Ransom
 v.
 Calaveras Asbestos, LTD

Merits:
Argued by Robert Wright for appellant and by Gloria Amell for respondent. Cause submitted.

B205673 People
 v.
 Lionel Pandy

Merits:
Argued by Lynette Moore for appellant and by Eric Reynolds, deputy attorney general for respondent. Cause submitted.

Court recessed.

Court reconvened at 11:00 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

DIVISION FIVE (continued)

Each of the following:

B205117 People v. Munoz
B204146 People v. Navarro

Argument waived, cause submitted.

B204812 People
 v.
 Jamiasen Drake

Merits:
Argued by Kelly Cronin for appellant and by Blythe Leszaky, deputy attorney general, for respondent. Cause submitted.

B205337 Jerry Jamgotchian
 v.
 George Slender

Merits:
Argued by Ronald Caswell for appellant and by Albert Muratsuchi, deputy attorney general, for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B205765 People v. Nazarian
B207124 People v. Osorio
B208598 In re E.H.

Argument waived, cause submitted.

DIVISION FIVE (continued)

B207383 Siljan, Inc. et al
v.
Filet Menu, Inc.

Merits:

Argued by Kevin Dicker for appellants and by Steven Stevens for respondent. Cause submitted.

B205198 Sabrina Souiri
v.
Kovac Media Group

Merits:

Argued by Patrick Mesisca for appellant and by Mira Hashmall and Filomena Meyer for respondents. Submission deferred until February 18.

Court adjourned.

DIVISION SIX

B204183 People (Not for Publication)
v.
Arena

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

January 6, 2009 (Continued)

DIVISION SIX (continued)

B204996 People v. Parris (Not for Publication)

The judgment (order revoking probation) is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B206415 People (Not for Publication)
v.
Rizzo

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

DIVISION SEVEN

B204751 People (Not for Publication)
v.
Inselman

The appeal is dismissed as the protective order is no longer in effect.

Woods, J.

We concur: Perluss, P.J.
Jackson, J.

DIVISION EIGHT

B200451 People (Not for Publication)
v.
Kenneth Lewis

The judgment is affirmed.

Rubin, Acting P.J.

We concur: Flier, J.
Bigelow, J.

B194913 WSS Industrial Construction, Inc., (Not for Publication)
v.
Great West Contractors, Inc., et al.

The case is remanded to the trial court. The trial court is directed to vacate its August 31, 2006 judgment. Each side to bear its own costs on appeal.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.

B198761 Richard Stanley (Not for Publication)
v.
Dorn, Platz & Company et al.,

The judgment is affirmed. Each party shall bear its own costs on appeal.

Bigelow, J.

We concur: Cooper, P.J.
Flier, J.

DIVISION EIGHT (continued)

B203182 Benedicto Dominguez (Not for Publication)

v.

Alden Enterprises, Inc., et al.,

The order denying defendants petition to compel arbitration is affirmed.
Respondent is to recover his costs on appeal.

Bigelow, J.

We concur: Rubin, Acting P.J.
 Flier, J.

B196458 Isaak Ayzenshteyn (Not for Publication)

v.

Rexam Beverage Can Company

The judgment is reversed, with directions to deny defendants' motion for summary judgment or summary adjudication with respect to the first, second, sixth, ninth, tenth, and fifteenth causes of action of the complaint, and to summarily adjudicate the remaining causes of action and the claims for punitive damages to be without merit. Plaintiff shall recover costs.

Cooper, P.J.

We concur: Flier, J.
 Bigelow, J.

B199979 Rene Sheridan (Not for Publication)

v.

William T. Rintala et al.,

The judgment (order of dismissal) is affirmed. The respondents are to recover their costs on appeal.

Cooper, P.J.

We concur: Flier, J.
 Bigelow, J.

DIVISION EIGHT (continued)

B203230 Munoz (Not for Publication)

v.

Estrada et al.

The judgment is affirmed. Respondent(s) to recover costs.

Cooper, P.J.

We concur: Rubin, J.

Flier, J.

B207990 People (Not for Publication)

v.

Williams

The judgment is affirmed.

Flier, J.

We concur: Rubin, Acting P.J.

O'Neill, J. (Assigned)

B206932 People (Not for Publication)

v.

I.L.

The judgment is affirmed.

Bigelow, J.

We concur: Cooper, P.J.

Flier, J.

January 6, 2009 (Continued)

DIVISION EIGHT (continued)

B203380 SH Partners Santa Monica (Not for Publication)

v.

Adventure Training Consultants et al.

The judgment is affirmed. Respondent is to recover its costs on appeal.

Bigelow, J.

We concur: Cooper, P.J.
 Rubin, J.